THE NEW DECLARATION OF Charles III. K. of Spain,

Done from the *Spaniſh* Original as it was Printed at *LISBON*.

CHARLES III. by the Grace of God King of *Caſtile*, *Leon*, *Arragon*, both *Sicilies*, *Jeruſalem*, *Navarr*, *Granada*, *Toledo*, *Valencia*, *Gallicia*, &c. Arch-Duke of *Auſtria*, Duke of *Burgona*, *Brabant* and *Milan*, Count of *Absburgh*, *Flanders*, *Tyrol* and *Barcelona*, Lord of *Biſcay*, &c.

To all our Subjects of the Kingdoms, Eſtates, Provinces and Lordſhips that compoſe our Monarchy of *Spain*, of all Eſtates and Conditions whatſoever.

After We have been Acknowledged and Treated as Legitimate and Rightful King of the Dominions of *Spain*, by the Major Part of the Kings, Princes, and Powers of *Europe*; We find Our Selves in theſe Frontiers of *Portugal*, with the Troops of Our Allies and Forces Neceſſary to introduce Us into the Poſſeſſion of the ſaid Monarchy which by undeniable Right We Pretend to, according to the Fundamental Laws thereof, Eſtabliſhed and Declared by the Kingdoms of *Caſtile* Aſſembled in *Cortes*, *Anno* 1619.

And according to the Wills of the Serene Kings, Our Predeceſſors Don *Philip* III. and Don *Philip* IV. of Glorious Memory:

And according to the Solemn Treaties ſtipulated with *France*, founded on the Renunciation of the moſt Serene *Infanta*'s (afterward Queens of *France*) Donna *Anna Mauricia*, and Donna *Maria Tereſa*: My Ladies and Aunts, with Excluſion from the ſaid Kingdoms and Eſtates of all Their Iſſue, as well *Maſculine* as *Feminine* of both Marriages: Confirmed with the Sanction of Oaths in the Peace of the *Pyrenes*, and approved by His Holineſs *Alexander* VII. in Virtue of which We have obtained undoubted Right, to the entire Succeſſion of the ſaid Crown; uncapable of being alter'd to Our Prejudice by any Will, altho' made Voluntarily and Freely without the Interventions of Violence and Fraud, which is manifeſted to the whole World, both the one and the other was uſed, in that they lately cauſed the Pious K. *Charles* II. My Lord and Uncle (who is in Glory) to Sign, as He openly Declared to His Confeſſor, Father *Nicholas de Torres*: The Interpretation of the Law in the aforeſaid Will being unjuſt, and expreſly contrary to the Tenor of the Law, if the Capitulations and Renunciations had in view only to avoid the Union of the Two Crowns, and ſo did not exclude the Second and Third Line, ſince the Third Clauſe of Excluſion and Renunciation made by the moſt Serene Princeſs Donna *Maria Tereſa* ſays;

" In Conſideration of the Mutual Convenience and other Juſt Reaſons, it's reſolved
" and ſettled by an Agreement, which their Majeſties Declare, ſhall have the
" Force and Rigour of a Law Eſtabliſhed for the good of their Kingdoms, and the
" Common Intereſt thereof, that the moſt Serene *Infanta* Donna *Maria Tereſa*,
" and the Children which ſhe ſhall have either Male or Female, and the Deſcen-

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" dants of ſuch Children, whether Firſt, Second, Third or Fourth Line, or any
" other from them, proceeding in whatſoever Degrees, ſhall from this Time for-
" ward be uncapable to Succeed in theſe Kingdoms, States, and Lordſhips of his
" Catholick Majeſty.

And altho' the Law had not been ſo Expreſſive, yet the Excluſion of the Females, only Argued the Interpretation Unjuſt and Tyrannical; for theſe being incapable by the Salique Law, to Succeed to the Crown of *France*, the Danger of Uniting the Two Crowns in them hereby removed: and therefore, this ſhows that the Balance of the Two Crowns, and the General Good of both Nations and all *Chriſtendom*, was the only Motive for this Royal Law, and Excluſion of that Deſcent.

Wherefore We have Undertaken this Expedition, and expoſe Our Life to ſo many and evident Dangers both by Sea and Land, only to Reſcue Our Loving and Faithful Subjects from the Slavery, which the Tyrannical Government of *France* has brought them under; after having compelled them to Admit and Swear to, as their King, the the Intruding King of *Anjou*, excluded from the Succeſſion, by the very ſame Laws that he Swore to Maintain, when he Uſurp'd the Kingdom. There is nothing more Manifeſt in *Europe*, than the Low Eſtate, to which ſo Glorious a Nation is reduced to. The Chief of the Nobility being Diſhonourably Treated, and the whole Order of the *Militia* (too often Victorious over *France*) entirely alter'd by their Perpetual Enemies; every Step of whom we openly ſee, Tending to reduce the Dominions of *Spain* to a Province of their Own.

According ro the State of Affairs then in *Spain*, Force and Craft were the original Cauſe of Admitting and Swearing to the Intruding Duke of *Anjou*, and failing in their Obedience to their Rightful King. We ſolemnly declare this our publick *Act of Amneſty*, That We pardon all our Vaſſals all ſorts of Treaſon and Felony which was committed by Acknowledging and Swearing to the Duke of *Anjou*, as their Lawful King; but upon condition nevertheleſs, That within the term of three Months from the date of this our *Publick Amneſty*, the ſhould Own and Proclaim Us for their Rightful King and Natural Lord; as we hope they will do, now they ſee our Arms ready to Succour them, ſince there remains no Pretext or Colour whatever for their excuſe. Wherefore we admoniſh all Cities, Towns, Villages, as alſo all Vice-Roys, Governours, Preſidents, Courts of Chancery, Courts of Juſtice, Mayors, Judges, and all other Officers of Juſtice, and likewiſe all Grandees, Nobles, Lords, and all the Nobility of that make up the two Branches of the Eccleſiaſtical and Temporal State of the *Spaniſh Monarchy*, That they Proclaim us ſolemnly for their Rightful and Lawful King, agreeing unanimouſly to throw off the Infamous Yoke, to which they have been ſo violently ſubjected, not only againſt all Juſtice, but againſt their own Liberty and Honour, ſeriouſly reflecting that they not only are freed from that Oath ſworn to the Duke of *Anjou*, being impoſed upon them by Force and Artifice, but likewiſe as having been contrary to the indiſputable Juſtification of our Rights, founded on ſo many former Titles. It were a new and almoſt heinous Crime to endeavour to comply with and keep their Faith to an Uſurper againſt their Lawful Lord; nor is it leſs a Blemiſh to the *Spaniſh* Honour, being enabled by ſo favourable an Opportunity, under the Security and Protection of our Arms, to recover their antient Luſtre, and paſs from Servitude to a Gentle Govern-Government, that has always treated them more like Sons than Vaſſals. For we promiſe, upon our Faith and Royal Word, to preſerve all the Privileges, Rights and Cuſtoms that they enjoyed in the time of our Royal Predeceſſors, and upon our ſaid Faith and Royal Word, we offer to reward and favour thoſe that Signalize themſelves in ſo worthy an Undertaking.

But if, contrary to what we expect from the Loyalty, Valour and Honour of our Subjects, there ſhould be ſome who, obſtinately blind in following and maintaining the Party of the Uſurper of our Kingdom and their Liberties, ſhould endeavour to reſiſt our Arms, We declare them Enemies to their Country and Rebels to their King; and as ſuch, ſhall chaſtize them with the Puniſhments eſtabliſhed by Law, againſt Delinquents guilty of High Treaſon in the firſt degree, and likewiſe ſhall be anſwerable to God for the Death and Deſtruction which ſhall be occaſioned by their Rebellion.

LONDON:

Printed for *John Nutt* near *Stationers* Hall. Where may be had the Admiral of *Caſtile's Manifeſto.* 1704.